

STIPULATION

3. As counsel for the Government stated during the hearing on March 9, 2021, the Rule is under review by the Department. Department leadership requests additional time to allow incoming Department leadership the opportunity to consider the issues in this case and to review the Rule.

4. The Government has determined that it will not appeal this Court's order granting Plaintiffs' Motion for a Preliminary Injunction, ECF 59 (Order).

5. If Defendants seek to stay, modify, or otherwise limit the Court's Order, Defendants will ask the relevant court to not rule on Defendants' request for 90 days so as to allow time for the parties to submit any additional briefing that may be warranted.

6. Counsel for the Government has also represented that it will produce the Administrative Record while the case is in abeyance.

7. Should the Court grant this motion, the parties propose to submit a status report to the Court within 90 days, updating the Court on the status of the Rule.

8. The parties have been conferring about Plaintiffs' concerns regarding the Government's implementation of this Court's Order. The parties agree that Plaintiffs may request a status conference concerning issues relating to implementation of the Order while the case is in abeyance.

9. Counsel for Plaintiffs have informed undersigned counsel that they consent to and join this motion.

Respectfully submitted,

By: /s/ Naomi A. Igra
Naomi A. Igra
Litigation Counsel
Sidley Austin LLP
555 California Street, Suite 2000
San Francisco, CA 94104
Tel. (415) 772-7495
Naomi.igra@sidley.com

Counsel for Plaintiffs

By: /s/ Christina P. Greer
CHRISTINA P. GREER
Senior Litigation Counsel
U.S. Department of Justice, Civil Division
P.O. Box 878, Ben Franklin Station
Washington, DC 20044
Tel. (202) 598-8770
Christina.P.Greer@usdoj.gov

Counsel for Defendants

Dated: March 24, 2021

[PROPOSED] ORDER

Pursuant to stipulation, IT IS SO ORDERED. The parties are ordered to submit a status report within 90 days of this order rather than the order entered on March 24, 2021 (ECF No. 63).

DATED: March ___, 2021

HON. SUSAN ILLSTON
United States District Judge